

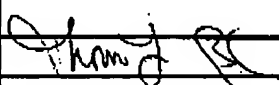
PTO/SB/21 (02-04)

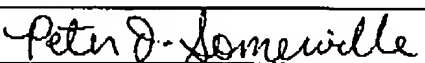
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/693,336	
	Filing Date	4/19/2004	
	First Named Inventor	Chisari, Joseph	
	Art Unit	3673	
	Examiner Name	Robert G. Santos	
Total Number of Pages in This Submission	26	Attorney Docket Number	04-131

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ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Drawing(s) 2 sheets <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): ADS
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Bohan, Mathers & Associates, LLC	
Signature		
Date	February 15, 2005	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Sent via fax (703) 872-9306		
Typed or printed name	Peter J. Somerville	
Signature		Date February 15, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/693,336 Confirm. No.: 3453
Filing Date: 4/19/2004
Inventor: Joseph Chisari
Title: The Stomach Sleeper
Art Unit: 3673
Examiner: SANTOS, Robert G.
Attorney Docket No.: 04131

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Response to Notice of Non-Compliant Amendment (37 C.F.R. § 1.121 (h))

Dear Sir:

Introductory Remarks:

This Petition is filed in response to the 1/19/2005 Notice of Non-Compliant Amendment, in which no marked-up specification was submitted. Pursuant to telephone conversation between applicant's attorney and Wanda Brown on January 21, 2005, Applicant has now added the heading, "Marked Up Specification" above the marked up specification. Applicant has also changed the status identifiers on the claims pursuant to said notice and telephone conversation.

The Specification: The pending specification and the requested substitute specification are presented beginning on page 3 of this paper.

Listing of Claims: The pending claim and the requested Amendments are shown explicitly beginning on page 15 of this paper.

The Drawing: The drawing amendments are described on page 18 of this paper.

The Abstract: The pending abstract with requested amendments is on page 19 of this paper.

Remarks: The remarks explaining the amendments and supporting the allowability of currently rejected claims after entry of the requested amendments begin on page 20 of this paper.